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### INITIATIVE 339

I, Sam Reed, Secretary of State of the State of Washington and custodian of its seal, hereby certify that, according to the records on file in my office, the attached copy of Initiative Measure No. 339 to the Legislature is a true and correct copy as it was received by this office.

1 AN ACT Relating to limiting government-imposed charges on motor  
2 vehicles; amending RCW 81.100.060, 36.120.050, 82.08.020, 82.44.065,  
3 35.95A.130, and 81.104.160; reenacting and amending RCW 46.16.0621 and  
4 46.16.070; adding a new section to chapter 82.44 RCW; creating new  
5 sections; repealing RCW 82.80.100, 82.80.130, the annual vehicle fees  
6 added by Engrossed Substitute Senate Bill No. 6103, and the annual  
7 vehicle fees added by Substitute Senate Bill No. 5177; and providing an  
8 effective date.

9 BE IT ENACTED BY THE PEOPLE OF THE STATE OF WASHINGTON:

### 10 POLICIES AND PURPOSES

11 NEW SECTION. **Sec. 1.** Voters have twice approved \$30 tabs, yet  
12 politicians are ignoring the voters' repeated, unambiguous mandate by  
13 imposing higher and higher vehicle taxes and fees, by inflating  
14 vehicles' values in order to extract artificially high amounts of  
15 revenue from taxpayers, and by ignoring the provisions of voter-  
16 approved initiatives. It's not fair and it must stop. As long as  
17 taxpayers must pay a huge general sales tax to buy a vehicle (meaning  
18 state and local governments receive huge windfalls of sales tax revenue

1 from these transactions) and pay a huge gas tax to use a vehicle, the  
2 people find that the government is not entitled to a "third bite of the  
3 apple," taxes and fees above a reasonable annual amount to simply own  
4 a vehicle. Without this follow-up measure, "tab creep" will continue  
5 until license tab fees are once again obscenely expensive, as they were  
6 prior to Initiative 695. This measure and each of its provisions  
7 limits government-imposed charges on motor vehicles. This measure  
8 would set license tab fees at \$30 per year for motor vehicles, repeal  
9 certain vehicle excise taxes and fees, establish a fair vehicle  
10 valuation schedule based on latest purchase price, not the artificially  
11 inflated manufacturer's suggested retail price (MSRP), and eliminate  
12 voter-repealed vehicle excise taxes and fees by requiring retirement of  
13 certain bonds. Politicians promised "\$30 license tabs are here to  
14 stay." Politicians should keep their promises. \$30 means \$30.

15 **LIMITING GOVERNMENT-IMPOSED CHARGES ON MOTOR VEHICLES**  
16 **BY LIMITING FEES TO \$30 PER YEAR**

17 **Sec. 2.** RCW 46.16.0621 and 2003 c 1 s 2 are each reenacted and  
18 amended to read as follows:

19 1) (~~License tab fees are required to be thirty dollars per year~~  
20 ~~for motor vehicles, regardless of year, value, make, or model~~) License  
21 tab fees are required to be \$30 per year for motor vehicles, regardless  
22 of year, value, make, or model.

23 2) (~~For the purposes of this section, "license tab fees" are~~  
24 ~~defined as the general fees paid annually for licensing motor vehicles~~  
25 ~~and trailers as defined in RCW 46.04.620 and 46.04.623, including cars,~~  
26 ~~sport utility vehicles, motorcycles, and motor homes. Trailers~~  
27 ~~licensed under RCW 46.16.068 or 46.16.085 and campers licensed under~~  
28 ~~RCW 46.16.505 are not required to pay license tab fees under this~~  
29 ~~section~~) For the purposes of this section, "license tab fees" are  
30 defined as the general fees paid annually for licensing motor vehicles,  
31 including but not limited to cars, sport utility vehicles, motorcycles,  
32 and motor homes. Trailers licensed under RCW 46.16.068, 46.16.085,  
33 46.04.620, or 46.04.623 and campers licensed under RCW 46.16.505 are  
34 not required to pay license tab fees under this section.

35 **LIMITING GOVERNMENT-IMPOSED CHARGES ON LIGHT TRUCKS BY LIMITING FEES**  
36 **TO \$30 PER YEAR (FEES FOR HEAVY TRUCKS AND TRAILERS ARE BASED ON**

**GROSS WEIGHT AT RATES LISTED BELOW)**

**Sec. 3.** RCW 46.16.070 and 2005 c 1 s 1 are each reenacted and amended to read as follows:

(1) ~~((In lieu of all other vehicle licensing fees, unless specifically exempt, and in addition to the mileage fees prescribed for buses and stages in RCW 46.16.125, there shall be paid and collected annually for each truck, motor truck, truck tractor, road tractor, tractor, bus, auto stage, or for hire vehicle with seating capacity of more than six, based upon the declared combined gross weight under chapter 46.44 RCW, the following licensing fees by weight:))~~ In lieu of all other vehicle licensing fees, unless specifically exempt, and in addition to the mileage fees prescribed for buses and stages in RCW 46.16.125, there shall be paid and collected annually for each truck, motor truck, truck tractor, road tractor, tractor, bus, auto stage, or for hire vehicle with seating capacity of more than six, based upon the declared combined gross weight or declared gross weight under chapter 46.44 RCW, the following licensing fees by such gross weight:

<del>((WEIGHT))</del>	<del>((SCHEDULE A))</del>	<del>((SCHEDULE B))</del>
<u>DECLARED GROSS WEIGHT</u>	<u>SCHEDULE A</u>	<u>SCHEDULE B</u>
<del>((4,000 lbs.))</del> .....	<del>\$ ((40.00))</del> .....	<del>\$ ((40.00))</del>
<u>4,000 lbs.</u>	<u>30.00</u>	<u>30.00</u>
<del>((6,000 lbs.))</del> .....	<del>\$ ((50.00))</del> .....	<del>\$ ((50.00))</del>
<u>6,000 lbs.</u>	<u>30.00</u>	<u>30.00</u>
<del>((8,000 lbs.))</del> .....	<del>\$ ((60.00))</del> .....	<del>\$ ((60.00))</del>
<u>8,000 lbs.</u>	<u>30.00</u>	<u>30.00</u>
<del>((10,000 lbs.))</del> .....	<del>\$ ((62.00))</del> .....	<del>\$ ((62.00))</del>
<u>10,000 lbs.</u>	<u>30.00</u>	<u>30.00</u>
<del>((12,000 lbs.))</del> .....	<del>\$ ((79.00))</del> .....	<del>\$ ((79.00))</del>
<u>12,000 lbs.</u>	<u>30.00</u>	<u>30.00</u>
<del>((14,000 lbs.))</del> .....	<del>\$ ((90.00))</del> .....	<del>\$ ((90.00))</del>
<u>14,000 lbs.</u>	<u>30.00</u>	<u>30.00</u>
<del>((16,000 lbs.))</del> .....	<del>\$ ((102.00))</del> .....	<del>\$ ((102.00))</del>
<u>16,000 lbs.</u>	<u>30.00</u>	<u>30.00</u>
<del>((18,000 lbs.))</del> .....	<del>\$ ((154.00))</del> .....	<del>\$ ((154.00))</del>
<u>18,000 lbs.</u>	<u>30.00</u>	<u>30.00</u>
<del>((20,000 lbs.))</del> .....	<del>\$ ((171.00))</del> .....	<del>\$ ((171.00))</del>
<u>20,000 lbs.</u>	<u>30.00</u>	<u>30.00</u>
<del>((22,000 lbs.))</del> .....	<del>\$ ((185.00))</del> .....	<del>\$ ((185.00))</del>
<u>22,000 lbs.</u>	<u>185.00</u>	<u>185.00</u>
<del>((24,000 lbs.))</del> .....	<del>\$ ((200.00))</del> .....	<del>\$ ((200.00))</del>
<u>24,000 lbs.</u>	<u>200.00</u>	<u>200.00</u>
<del>((26,000 lbs.))</del> .....	<del>\$ ((211.00))</del> .....	<del>\$ ((211.00))</del>
<u>26,000 lbs.</u>	<u>211.00</u>	<u>211.00</u>
<del>((28,000 lbs.))</del> .....	<del>\$ ((249.00))</del> .....	<del>\$ ((249.00))</del>
<u>28,000 lbs.</u>	<u>249.00</u>	<u>249.00</u>

1	((30,000 lbs.))	\$	((287.00))	\$	((287.00))
2	<u>30,000 lbs.</u>		<u>287.00</u>		<u>287.00</u>
3	((32,000 lbs.))	\$	((346.00))	\$	((346.00))
4	<u>32,000 lbs.</u>		<u>346.00</u>		<u>346.00</u>
5	((34,000 lbs.))	\$	((368.00))	\$	((368.00))
6	<u>34,000 lbs.</u>		<u>368.00</u>		<u>368.00</u>
7	((36,000 lbs.))	\$	((399.00))	\$	((399.00))
8	<u>36,000 lbs.</u>		<u>399.00</u>		<u>399.00</u>
9	((38,000 lbs.))	\$	((438.00))	\$	((438.00))
10	<u>38,000 lbs.</u>		<u>438.00</u>		<u>438.00</u>
11	((40,000 lbs.))	\$	((501.00))	\$	((501.00))
12	<u>40,000 lbs.</u>		<u>501.00</u>		<u>501.00</u>
13	((42,000 lbs.))	\$	((521.00))	\$	((611.00))
14	<u>42,000 lbs.</u>		<u>521.00</u>		<u>611.00</u>
15	((44,000 lbs.))	\$	((532.00))	\$	((622.00))
16	<u>44,000 lbs.</u>		<u>532.00</u>		<u>622.00</u>
17	((46,000 lbs.))	\$	((572.00))	\$	((662.00))
18	<u>46,000 lbs.</u>		<u>572.00</u>		<u>662.00</u>
19	((48,000 lbs.))	\$	((596.00))	\$	((686.00))
20	<u>48,000 lbs.</u>		<u>596.00</u>		<u>686.00</u>
21	((50,000 lbs.))	\$	((647.00))	\$	((737.00))
22	<u>50,000 lbs.</u>		<u>647.00</u>		<u>737.00</u>
23	((52,000 lbs.))	\$	((680.00))	\$	((770.00))
24	<u>52,000 lbs.</u>		<u>680.00</u>		<u>770.00</u>
25	((54,000 lbs.))	\$	((734.00))	\$	((824.00))
26	<u>54,000 lbs.</u>		<u>734.00</u>		<u>824.00</u>
27	((56,000 lbs.))	\$	((775.00))	\$	((865.00))
28	<u>56,000 lbs.</u>		<u>775.00</u>		<u>865.00</u>
29	((58,000 lbs.))	\$	((806.00))	\$	((896.00))
30	<u>58,000 lbs.</u>		<u>806.00</u>		<u>896.00</u>
31	((60,000 lbs.))	\$	((859.00))	\$	((949.00))
32	<u>60,000 lbs.</u>		<u>859.00</u>		<u>949.00</u>
33	((62,000 lbs.))	\$	((921.00))	\$	((1011.00))
34	<u>62,000 lbs.</u>		<u>921.00</u>		<u>1011.00</u>
35	((64,000 lbs.))	\$	((941.00))	\$	((1031.00))
36	<u>64,000 lbs.</u>		<u>941.00</u>		<u>1031.00</u>
37	((66,000 lbs.))	\$	((1048.00))	\$	((1138.00))
38	<u>66,000 lbs.</u>		<u>1048.00</u>		<u>1138.00</u>
39	((68,000 lbs.))	\$	((1093.00))	\$	((1183.00))
40	<u>68,000 lbs.</u>		<u>1093.00</u>		<u>1183.00</u>
41	((70,000 lbs.))	\$	((1177.00))	\$	((1267.00))
42	<u>70,000 lbs.</u>		<u>1177.00</u>		<u>1267.00</u>
43	((72,000 lbs.))	\$	((1259.00))	\$	((1349.00))
44	<u>72,000 lbs.</u>		<u>1259.00</u>		<u>1349.00</u>
45	((74,000 lbs.))	\$	((1368.00))	\$	((1458.00))
46	<u>74,000 lbs.</u>		<u>1368.00</u>		<u>1458.00</u>
47	((76,000 lbs.))	\$	((1478.00))	\$	((1568.00))
48	<u>76,000 lbs.</u>		<u>1478.00</u>		<u>1568.00</u>
49	((78,000 lbs.))	\$	((1614.00))	\$	((1704.00))
50	<u>78,000 lbs.</u>		<u>1614.00</u>		<u>1704.00</u>
51	((80,000 lbs.))	\$	((1742.00))	\$	((1832.00))
52	<u>80,000 lbs.</u>		<u>1742.00</u>		<u>1832.00</u>
53	((82,000 lbs.))	\$	((1863.00))	\$	((1953.00))
54	<u>82,000 lbs.</u>		<u>1863.00</u>		<u>1953.00</u>

1	<del>((84,000 lbs.))</del> .....	\$ <del>((1983.00))</del> .....	\$ <del>((2073.00))</del>
2	<u>84,000 lbs.</u>	<u>1983.00</u>	<u>2073.00</u>
3	<del>((86,000 lbs.))</del> .....	\$ <del>((2104.00))</del> .....	\$ <del>((2194.00))</del>
4	<u>86,000 lbs.</u>	<u>2104.00</u>	<u>2194.00</u>
5	<del>((88,000 lbs.))</del> .....	\$ <del>((2225.00))</del> .....	\$ <del>((2315.00))</del>
6	<u>88,000 lbs.</u>	<u>2225.00</u>	<u>2315.00</u>
7	<del>((90,000 lbs.))</del> .....	\$ <del>((2346.00))</del> .....	\$ <del>((2436.00))</del>
8	<u>90,000 lbs.</u>	<u>2346.00</u>	<u>2436.00</u>
9	<del>((92,000 lbs.))</del> .....	\$ <del>((2466.00))</del> .....	\$ <del>((2556.00))</del>
10	<u>92,000 lbs.</u>	<u>2466.00</u>	<u>2556.00</u>
11	<del>((94,000 lbs.))</del> .....	\$ <del>((2587.00))</del> .....	\$ <del>((2677.00))</del>
12	<u>94,000 lbs.</u>	<u>2587.00</u>	<u>2677.00</u>
13	<del>((96,000 lbs.))</del> .....	\$ <del>((2708.00))</del> .....	\$ <del>((2798.00))</del>
14	<u>96,000 lbs.</u>	<u>2708.00</u>	<u>2798.00</u>
15	<del>((98,000 lbs.))</del> .....	\$ <del>((2829.00))</del> .....	\$ <del>((2919.00))</del>
16	<u>98,000 lbs.</u>	<u>2829.00</u>	<u>2919.00</u>
17	<del>((100,000 lbs.))</del> .....	\$ <del>((2949.00))</del> .....	\$ <del>((3039.00))</del>
18	<u>100,000 lbs.</u>	<u>2949.00</u>	<u>3039.00</u>
19	<del>((102,000 lbs.))</del> .....	\$ <del>((3070.00))</del> .....	\$ <del>((3160.00))</del>
20	<u>102,000 lbs.</u>	<u>3070.00</u>	<u>3160.00</u>
21	<del>((104,000 lbs.))</del> .....	\$ <del>((3191.00))</del> .....	\$ <del>((3281.00))</del>
22	<u>104,000 lbs.</u>	<u>3191.00</u>	<u>3281.00</u>
23	<del>((105,500 lbs.))</del> .....	\$ <del>((3312.00))</del> .....	\$ <del>((3402.00))</del>
24	<u>105,500 lbs.</u>	<u>3312.00</u>	<u>3402.00</u>

25 Schedule A applies to vehicles either used exclusively for hauling  
26 logs or that do not tow trailers. Schedule B applies to vehicles that  
27 tow trailers and are not covered under Schedule A.

28 Every truck, motor truck, truck tractor, and tractor exceeding  
29 ~~((6000))~~ 20,000 pounds empty scale weight registered under chapter  
30 46.16, 46.87, or 46.88 RCW shall be licensed for not less than one  
31 hundred fifty percent of its empty weight unless the amount would be in  
32 excess of the legal limits prescribed for such a vehicle in RCW  
33 46.44.041 or 46.44.042, in which event the vehicle shall be licensed  
34 for the maximum weight authorized for such a vehicle or unless the  
35 vehicle is used only for the purpose of transporting any well drilling  
36 machine, air compressor, rock crusher, conveyor, hoist, donkey engine,  
37 cook house, tool house, bunk house, or similar machine or structure  
38 attached to or made a part of such vehicle.

39 The following provisions apply when increasing gross or combined  
40 gross weight for a vehicle licensed under this section:

41 (a) The new license fee will be one-twelfth of the fee listed above  
42 for the new gross weight, multiplied by the number of months remaining  
43 in the period for which licensing fees have been paid, including the  
44 month in which the new gross weight is effective.

1 (b) Upon surrender of the current certificate of registration or  
2 cab card, the new licensing fees due shall be reduced by the amount of  
3 the licensing fees previously paid for the same period for which new  
4 fees are being charged.

5 (2) The proceeds from the fees collected under subsection (1) of  
6 this section shall be distributed in accordance with RCW 46.68.035.

7 (3) In lieu of the gross weight fee under subsection (1) of this  
8 section, farm vehicles may be licensed upon payment of the fee in  
9 effect under subsection (1) of this section on May 1, 2005. In order  
10 to qualify for the reduced fee under this subsection, the farm vehicle  
11 must be exempt from property taxes in accordance with RCW 84.36.630.  
12 The applicant must submit copies of the forms required under RCW  
13 84.36.630. The application for the reduced fee under this subsection  
14 shall require the applicant to attest that the vehicle shall be used  
15 primarily for farming purposes. The department shall provide licensing  
16 agents and subagents with a schedule of the appropriate licensing fees  
17 for farm vehicles.

18 **LIMITING GOVERNMENT-IMPOSED CHARGES ON MOTOR VEHICLES**  
19 **BY REPEALING NEW MOTOR VEHICLE EXCISE TAXES**

20 **Sec. 4.** RCW 81.100.060 and 2002 c 56 s 411 are each amended to  
21 read as follows:

22 A county with a population of one million or more and a county with  
23 a population of from two hundred ten thousand to less than one million  
24 that is adjoining a county with a population of one million or more,  
25 having within their boundaries existing or planned high-occupancy  
26 vehicle lanes on the state highway system, or a regional transportation  
27 investment district for capital improvements, but only to the extent  
28 that the surcharge has not already been imposed by the county, may,  
29 with voter approval, impose a local surcharge of not more than ((~~three-~~  
30 ~~tenths of one percent of the value on vehicles registered to a person~~  
31 ~~residing within the county and not more than~~)) 13.64 percent on the  
32 state sales and use taxes paid under the rate in RCW 82.08.020(2) on  
33 retail car rentals within the county or investment district. A county  
34 may impose the surcharge only to the extent that it has not been  
35 imposed by the district. (( ~~No surcharge may be imposed on vehicles~~  
36 ~~licensed under RCW 46.16.070 except vehicles with an unladen weight of~~  
37 ~~six thousand pounds or less, RCW 46.16.079, 46.16.085, or 46.16.090.~~))

1 Counties or investment districts imposing a ((tax)) surcharge under  
2 this section shall contract, before the effective date of the  
3 resolution or ordinance imposing a surcharge, for the administration  
4 and collection ((to the state department of licensing, and)) of the  
5 surcharge with the department of revenue(( , as appropriate)), which  
6 shall deduct an amount, as provided by contract, for administration and  
7 collection expenses incurred by the department. ((All administrative  
8 provisions in chapters 82.03, 82.32, and 82.44 RCW shall, insofar as  
9 they are applicable to motor vehicle excise taxes, be applicable to  
10 surcharges imposed under this section.)) All administrative provisions  
11 in chapters 82.03, 82.08, 82.12, and 82.32 RCW shall, insofar as they  
12 are applicable to state sales and use taxes, be applicable to  
13 surcharges imposed under this section.

14 If the tax authorized in RCW 81.100.030 is also imposed, the total  
15 proceeds from tax sources imposed under this section and RCW 81.100.030  
16 each year shall not exceed the maximum amount which could be collected  
17 under this section.

18 Valuation of motor vehicles for purposes of any special excise tax  
19 imposed under RCW 81.100.060 must be consistent with section 8 of this  
20 act.

21 Counties or investment districts under RCW 81.100.060 must abide by  
22 the policies and provisions of section 12 of this act.

23 **LIMITING GOVERNMENT-IMPOSED CHARGES ON MOTOR VEHICLES**  
24 **BY REPEALING MOTOR VEHICLE EXCISE TAXES AND FEES**

25 **Sec. 5.** RCW 36.120.050 and 2003 c 350 s 4 are each amended to read  
26 as follows:

27 (1) A regional transportation investment district planning  
28 committee may, as part of a regional transportation investment plan,  
29 recommend the imposition of some or all of the following revenue  
30 sources, which a regional transportation investment district may impose  
31 upon approval of the voters as provided in this chapter:

32 (a) A regional sales and use tax, as specified in RCW 82.14.430, of  
33 up to 0.5 percent of the selling price, in the case of a sales tax, or  
34 value of the article used, in the case of a use tax, upon the  
35 occurrence of any taxable event in the regional transportation  
36 investment district;

1       ~~(b) ((A local option vehicle license fee, as specified under RCW~~  
2 ~~82.80.100, of up to one hundred dollars per vehicle registered in the~~  
3 ~~district. As used in this subsection, "vehicle" means motor vehicle as~~  
4 ~~defined in RCW 46.04.320. Certain classes of vehicles, as defined~~  
5 ~~under chapter 46.04 RCW, may be exempted from this fee;~~

6 ~~—(c)) A parking tax under RCW 82.80.030;~~

7 ~~((d) A local motor vehicle excise tax under RCW 81.100.060 and~~  
8 ~~chapter 81.104 RCW;~~

9 ~~—(e)) (c) A local option fuel tax under 82.80.120;~~

10 ~~((f)) (d) An employer excise tax under RCW 81.100.030; and~~

11 ~~((g)) (e) Vehicle tolls on new or reconstructed facilities.~~  
12 Unless otherwise specified by law, the department shall administer the  
13 collection of vehicle tolls on designated facilities, and the state  
14 transportation commission, or its successor, shall be the tolling  
15 authority.

16       (2) Taxes, fees, and tolls may not be imposed without an  
17 affirmative vote of the majority of the voters within the boundaries of  
18 the district voting on a ballot proposition as set forth in RCW  
19 36.120.070. Revenues from these taxes and fees may be used only to  
20 implement the plan as set forth in this chapter. A district may  
21 contract with the state department of revenue or other appropriate  
22 entities for administration and collection of any of the taxes or fees  
23 authorized in this section.

24       (3) Existing statewide motor vehicle fuel and special fuel taxes,  
25 at the distribution rates in effect on January 1, 2001, are not  
26 intended to be altered by this chapter.

27       (4) Valuation of motor vehicles for purposes of any special excise  
28 tax imposed under RCW 36.120.050 must be consistent with section 8 of  
29 this act.

30       **Sec. 6.** RCW 82.08.020 and 2000 2nd sp.s. c 4 s 1 are each amended  
31 to read as follows:

32       (1) There is levied and there shall be collected a tax on each  
33 retail sale in this state equal to six and five-tenths percent of the  
34 selling price.

35       (2) There is levied and there shall be collected an additional tax  
36 on each retail car rental, regardless of whether the vehicle is  
37 licensed in this state, equal to five and nine-tenths percent of the  
38 selling price. The revenue collected under this subsection shall be

1 deposited in the multimodal transportation account created in RCW  
2 47.66.070.

3 ~~(3) ((Beginning July 1, 2003, there is levied and collected an~~  
4 ~~additional tax of three-tenths of one percent of the selling price on~~  
5 ~~each retail sale of a motor vehicle in this state, other than retail-~~  
6 ~~car rentals taxed under subsection (2) of this section. The revenue~~  
7 ~~collected under this subsection shall be deposited in the multimodal~~  
8 ~~transportation account created in RCW 47.66.070.~~

9 ~~— (4) For purposes of subsection (3) of this section, "motor vehicle"~~  
10 ~~has the meaning provided in RCW 46.04.320, but does not include farm~~  
11 ~~tractors or farm vehicles as defined in RCW 46.04.180 and 46.04.181,~~  
12 ~~off-road and nonhighway vehicles as defined in RCW 46.09.020, and~~  
13 ~~snowmobiles as defined in RCW 46.10.010.~~

14 ~~— (5))~~ The taxes imposed under this chapter shall apply to  
15 successive retail sales of the same property.

16 ((+7)) (4) The rates provided in this section apply to taxes  
17 imposed under chapter 82.12 RCW as provided in RCW 82.12.020.

18 **LIMITING GOVERNMENT-IMPOSED CHARGES ON MOTOR VEHICLES**  
19 **BY REPEALING MOTOR VEHICLE EXCISE TAXES AND FEES**

20 NEW SECTION. **Sec. 7.** The following acts or parts of acts are  
21 hereby repealed:

22 (1) RCW 82.80.100 (Regional transportation investment district --  
23 Local option vehicle license fee) and 2002 c 56 s 408;

24 (2) RCW 82.80.130 (Passenger-only ferry service - Local option  
25 motor vehicle excise tax authorized) and 2003 c 83 s 206;

26 (3) The annual vehicle fees added by Engrossed Substitute Senate  
27 Bill No. 6103; and

28 (4) The annual vehicle fees added by Substitute Senate Bill No.  
29 5177.

30 **LIMITING GOVERNMENT-IMPOSED CHARGES ON MOTOR VEHICLES**  
31 **BY BASING VEHICLE VALUATIONS ON LATEST PURCHASE PRICE, NOT THE**  
32 **ARTIFICIALLY INFLATED MANUFACTURER'S SUGGESTED RETAIL PRICE (MSRP)**

33 NEW SECTION. **Sec. 8.** A new section to chapter 82.44 RCW is added  
34 and reads as follows:

1 A motor vehicle excise tax must be fairly calculated so the burden  
2 on vehicle owners is not artificially inflated. For the purpose of  
3 determining a motor vehicle excise tax, any taxing district imposing a  
4 motor vehicle excise tax must set a vehicle's taxable value by using  
5 the depreciation schedule set forth by this section. The taxable value  
6 depends on a vehicle's age (year of service) and base value which must  
7 be the latest purchase price of a vehicle. The base value is used in  
8 combination with the depreciation schedule to calculate the tax. This  
9 formula ensures a fair calculation of the tax.

10 (1) For the purpose of determining the tax under this chapter, the  
11 value of a truck-type power or trailing unit, or motor vehicle,  
12 including a passenger vehicle, motorcycle, motor home, sport-utility  
13 vehicle, or light-duty truck shall be the latest purchase price of the  
14 vehicle, excluding applicable federal excise taxes, state and local  
15 sales or use taxes, transportation or shipping costs, or preparatory or  
16 delivery costs, multiplied by the following percentage based on year of  
17 service of the vehicle since last sale. The latest purchase year shall  
18 be considered the first year of service.

Year of Service	Percentage
1 (new vehicles)	100%
2	75%
3	60%
4	50%
5	40%
6	30%
7	20%
8	10%
9 and over	5%

20 (2) The reissuance of title and registration for a truck-type power  
21 or trailing unit or motor vehicle, including a passenger vehicle,  
22 motorcycle, motor home, sport-utility vehicle, or light-duty truck  
23 because of the installation of body or special equipment shall be  
24 treated as a sale, and the value of the truck-type power or trailing  
25 unit or motor vehicle, including a passenger vehicle, motorcycle, motor  
26 home, sport-utility vehicle, or light-duty truck at that time, as  
27 determined by the department from such information as may be available,  
28 shall be considered the latest purchase price.

1 (3) If the value is unavailable or otherwise unascertainable at the  
2 time of initial registration in this state, the department shall  
3 determine a value equivalent to the latest purchase price as follows:

4 (a) The department shall determine a value using any information  
5 that may be available, including any guidebook, report, or compendium  
6 of recognized standing in the automotive industry or the selling price  
7 and year of sale of the vehicle. The department may use an appraisal  
8 by the county assessor. In valuing a vehicle for which the current  
9 value or selling price is not indicative of the value of similar  
10 vehicles of the same year and model, the department shall establish a  
11 value that more closely represents the average value of similar  
12 vehicles of the same year and model.

13 (b) The value determined in (a) of this subsection shall be divided  
14 by the applicable percentage listed in this subsection to establish a  
15 value equivalent to the purchase price. The applicable percentage  
16 shall be based on the year of service of the vehicle for which the  
17 value is determined.

18 (4) For purposes of this chapter, value shall exclude value  
19 attributable to modifications of a motor vehicle and equipment that are  
20 designed to facilitate the use or operation of the motor vehicle by a  
21 handicapped person.

22 (5) For RCW 35.95A.130, the tax does not apply to Year of Service  
23 1 (new vehicles). For all other taxing districts, including but not  
24 limited to taxing districts under RCW 81.104.160, the tax applies to  
25 year of service 1 through year of service 9 or older.

26 **Sec. 9.** RCW 82.44.065 (Appeal of valuation) and 1990 c 42 s 305  
27 each amended to read as follows:

28 If the department determines a value for a motor vehicle under  
29 (~~(\*RCW 82.44.041 equivalent to a manufacturer's base suggested retail~~  
30 ~~price)) section 8 of this act or the value of a truck-type power or  
31 trailing unit under (~~(\*RCW 82.44.041(2))~~) section 8 of this act, any  
32 person who pays the tax under this chapter for that vehicle may appeal  
33 the valuation to the department under chapter 34.05 RCW. If the  
34 taxpayer is successful on appeal, the department shall refund the  
35 excess tax in the manner provided in RCW 82.44.120.~~

36 **Sec. 10.** RCW 35.95A.130 and 2002 c 248 s 14 are each amended to  
37 read as follows:

1 The special excise tax imposed under RCW 35.95A.080(1) will be  
2 collected at the same time and in the same manner as relicensing tab  
3 fees under RCW 46.16.0621 and 35.95A.090. Every year on January 1st,  
4 April 1st, July 1st, and October 1st the department of licensing shall  
5 remit special excise taxes collected on behalf of an authority, back to  
6 the authority, at no cost to the authority. Valuation of motor  
7 vehicles for purposes of the special excise tax imposed under RCW  
8 35.95A.080(1) must be consistent with (~~chapter 82.44 RCW~~) section 8  
9 of this act.

10 Any agency under RCW 35.95A.130 must abide by the policies and  
11 provisions of section 12 of this act.

12 **Sec. 11.** RCW 81.104.160 and 2003 c 1 s 6 are each amended to read  
13 as follows:

14 An agency may impose a sales and use tax solely for the purpose of  
15 providing high capacity transportation service, in addition to the tax  
16 authorized by RCW 82.14.030, upon retail car rentals within the  
17 agency's jurisdiction that are taxable by the state under chapters  
18 82.02 and 82.12 RCW. The rate of tax shall not exceed 2.172 percent.  
19 The base of the tax shall be the selling price in the case of a sales  
20 tax or the rental value of the vehicle used in the case of the use tax.

21 Any motor vehicle excise tax previously imposed under the  
22 provisions of RCW 81.104.160(1) shall be repealed, terminated and  
23 expire on December 5, 2002.

24 Valuation of motor vehicles for purposes of any special excise tax  
25 imposed under RCW 81.104.160 must be consistent with section 8 of this  
26 act.

27 Any agency under RCW 81.104.160 must abide by the policies and  
28 provisions of section 12 of this act.

29 **LIMITING GOVERNMENT-IMPOSED CHARGES ON MOTOR VEHICLES**  
30 **BY ELIMINATING OR REDUCING VOTER-REPEALED OR VOTER-REDUCED**  
31 **MOTOR VEHICLE EXCISE TAXES OR FEES**

32 NEW SECTION. **Sec. 12.** Any taxing district, agency, investment  
33 district, benefit district, or improvement authority that issues or has  
34 issued callable bonds pledging a motor vehicle excise tax or vehicle  
35 fee and that tax or fee is repealed by a measure approved by a majority  
36 of voters at an election must retire the bonds within thirty days of

1 the effective date of this act if the retirement of the bonds results  
2 in the reduction of government-imposed charges on motor vehicles. Any  
3 taxing district, agency, investment district, or improvement authority  
4 that issues or has issued non-calleable bonds pledging a motor vehicle  
5 excise tax or vehicle fee and that tax or fee is repealed by a measure  
6 approved by a majority of voters at an election must buy back the bonds  
7 within thirty days of the effective date of this act if buying back the  
8 bonds results in the reduction of government-imposed charges on motor  
9 vehicles. Any taxing district, agency, investment district, benefit  
10 district, or improvement authority that issues or has issued a line of  
11 credit pledging a motor vehicle excise tax or vehicle fee and that line  
12 of credit interferes, inhibits, or restricts the full implementation of  
13 the provisions of this act limiting government-imposed charges on motor  
14 vehicles, the governmental entity must cancel the line of credit within  
15 30 days of the effective date of this act. This section does not  
16 affect the issuance or reissuance of bonds pledging a revenue source  
17 other than a motor vehicle excise tax or vehicle fee or bonds pledging  
18 the full faith and credit of the governmental entity. This section  
19 does not affect the issuance or reissuance of lines of credit pledging  
20 a revenue source other than a motor vehicle excise tax or vehicle fee  
21 or pledging the full faith and credit of the governmental entity.

22 For the purpose of this section, "retire" means defease.

23 **MISCELLANEOUS**

24 NEW SECTION. **Sec. 13.** The provisions of this act are to be  
25 liberally construed to effectuate the intent, policies, and purposes of  
26 this act.

27 NEW SECTION. **Sec. 14.** If any provision of this act or its  
28 application to any person or circumstance is held invalid, the  
29 remainder of the act or the application of the provision to other  
30 persons or circumstances is not affected. If the repeal or reduction  
31 of any tax or fee in this act is judicially held to impair any contract  
32 in existence as of the effective date of this act, any unused taxing  
33 authority shall be repealed as of the effective date of this act and  
34 the repeal of pledged revenues shall apply to any other contract,  
35 including novation, renewal, or refunding (in the case of bond  
36 contract).

1        NEW SECTION.   **Sec. 15.**   Part headings used in this act are not part  
2 of the law.

3        NEW SECTION.   **Sec. 16.**   This act shall be called \$30 Tabs, Round 3  
4 - Don't Let the Politicians Take Away Our \$30 Tabs and takes effect  
5 December 7, 2006.   If, for any reason including, but not limited to,  
6 litigation, after the effective date of this act, a taxing district  
7 continues to collect tax revenue from a tax or fee that is repealed,  
8 reduced, or eliminated by this act, or any other act, the taxing  
9 district shall refund the entire tax or fee paid and pay 18% annualized  
10 interest (calculated from the effective date of this measure to the  
11 date the refunds are sent) on the refund amount due to vehicle owners.  
12 The people find that taxpayers deserve to be compensated when state or  
13 local governments delay the implementation of a voter-approved measure.

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